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## ***The Public Service Commission State of South Carolina***

COMMISSIONERS  
Elizabeth B. "Lib" Fleming, Fourth District  
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Randy Mitchell, Third District  
G. O'Neal Hamilton, Fifth District  
*vacant*, Sixth District  
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**Posted: 1/15/2010 @ 12:00 p.m. - js**

### **DOCKETING DEPARTMENT AGENDA**

#### **Utilities Matters**

**Week of January 18, 2010**

The Commission's regularly scheduled meeting will be held each Wednesday in the Commission's hearing room at 2:30 p.m. or as soon thereafter as any hearing which may be set on the morning thereof is concluded. Information concerning the date, time and place of any special, rescheduled or called meeting will be posted on the Commission's bulletin board at its offices, 101 Executive Center Drive, Columbia, South Carolina, and on the Commission's internet website, as early as is practicable but not later than twenty-four hours before the meeting.

#### **COMMISSION ACTION ON THE FOLLOWING ITEMS:**

1. DOCKET NO 2009-411-G - Application of Piedmont Natural Gas Company, Incorporated for Approval of Energy Efficiency Programs – Discuss with the Commission the Approval of the Verified Application for Admission Pro Hac Vice of James H. Jeffries, IV, Esquire, on Behalf of the Applicant. The Filing Fee Has Been Paid.

2. DOCKET NO. 2010-14-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Affordable Phones Services, Incorporated d/b/a High Tech Communications;

DOCKET NO. 2010-15-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Daltone & More, Incorporated;

DOCKET NO. 2010-16-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Tennessee Telephone Service, LLC d/b/a Freedom Communications USA, LLC;

DOCKET NO. 2010-17-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. OneTone Telecom, Incorporated;

DOCKET NO. 2010-18-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. dPi Teleconnect, LLC;

-and-

DOCKET NO. 2010-19-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Image Access, Incorporated d/b/a New Phone - Discuss with the Commission BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina's Motion for Consolidation.

3. DOCKET NO. 2009-311-C - Genesis Telecommunications, LLC, Complainant/Petitioner v. United Telephone of the Carolinas d/b/a CenturyLink (f/k/a Embarq), Defendant/Respondent - Discuss with the Commission United Telephone Company of the Carolinas d/b/a CenturyLink's Motion to Compel.
4. DOCKET NO. 2009-261-E - Application of South Carolina Electric & Gas Company for the Establishment and Approval of DSM Programs and Rate Rider - Discuss with the Commission the Motion for Admission Pro Hac Vice of Gudrun Elise Thompson, Esquire, Filed on Behalf of Southern Environmental Law Center. The Filing Fee Has Been Paid.

5. DOCKET NO. 2009-226-E - Application of Duke Energy Carolinas, LLC for Authority to Adjust and Increase Its Electric Rates and Charges – Discuss this Matter with the Commission.
6. DOCKET NO. 2010-20-S - Petition of Native Shores Homeowners Association for Designation as a Homeowners Association Pursuant to Regulation 103-502.5 - Discuss this Matter with the Commission.

**COMMISSION ADVISED ON THE FOLLOWING ITEMS:**

1. DOCKET NO. 2009-311-C - Genesis Telecommunications, LLC, Complainant/Petitioner v. United Telephone of the Carolinas d/b/a CenturyLink (f/k/a Embarq), Defendant/Respondent – *Advise the Commission of Receipt of Direct Testimony and Exhibits of April L. Goodall and Richard J. Showers Filed on Behalf of United Telephone of the Carolinas d/b/a Century Link (f/k/a Embarq).*
2. DOCKET NO. 1999-467-C - Application of Alternative Phone, Incorporated for a Certificate of Public Convenience and Necessity to Provide Local Exchange Telecommunications Services and for Flexible Rate Structure for Local Exchange Service Offerings - *Advise the Commission of Receipt of a CLEC Service Quality Report for the Fourth Quarter of 2009.*
3. DOCKET NO. 2009-226-E - Application of Duke Energy Carolinas, LLC for Authority to Adjust and Increase Its Electric Rates and Charges – *Advise the Commission of Receipt of Proposed Order Filed on Behalf of the South Carolina Green Party; Receipt of the Proposed Order Submitted by Jeff Nelson, Esquire.*
4. DOCKET NO. 2000-536-C - Application of SCANA Communications, Incorporated to Amend Its Certificate of Public Convenience and Necessity to Provide Intrastate Local Exchange, Exchange Access, and Interexchange Telecommunications Services within the State of South Carolina and for Flexible Regulation - *Advise the Commission of Receipt of the Service Quality Report for the Fourth Quarter of 2009.*
5. DOCKET NO. 2006-263-G - Piedmont Natural Gas Monthly Purchased Gas Adjustment Calculation – *Advise the Commission of Receipt of the Applicant's Monthly PGA Calculation and Monthly Analysis Deferred Account as of November 2009 (October 2009 Actual).*

6. DOCKET NO. 2001-410-G - Application of Piedmont Natural Gas Company, Incorporated for Expedited Approval of Authority to Implement an Experimental Natural Gas Hedging Program – *Advise the Commission of Receipt of the Applicant's Deferred Account-Hedging Report for the Period Ending October 31, 2009.*
7. DOCKET NO. 2001-84-C – Application of Metropolitan Telecommunications of South Carolina, Incorporated d/b/a MetTel for a Certificate of Public Convenience and Necessity to Provide Both Local Exchange and Long Distance Telecommunications Services within the State of South Carolina - *Advise the Commission of Receipt of the Authorized Utility Representative Form Filed on Behalf of the Applicant.*
8. DOCKET NO. 2009-476-C - Application of Optic Internet Protocol, Incorporated for a Certificate of Public Convenience and Necessity to Provide Resold Intrastate Interexchange Telecommunications Services and for Alternative Regulation of its Interexchange Offerings – *Advise the Commission of Receipt of the Testimony of Gregory Allpow Filed on Behalf of the Applicant.*
9. DOCKET NO. 1998-129-C - Application of NuVox Communications, Incorporated for a Certificate of Public Convenience and Necessity to Provide Both Local Exchange and Long Distance Telecommunications Services – *Advise the Commission of Receipt of the Authorized Utility Representative Form Filed on Behalf of the Applicant.*
10. DOCKET NO. 2007-400-C - Rulemaking Regarding Prepaid Telecommunications Local Services – *Advise the Commission of Receipt of a Notice of Participation Filed on Behalf of Birch Communications.*
11. DOCKET NO. 2010-2-E - Annual Review of Base Rates for Fuel Costs of South Carolina Electric and Gas Company – *Advise the Commission of Receipt of the Office of Regulatory Staff's Request to Amend the Pre-Filed Testimony Dates Filed by Shannon Bowyer Hudson, Esquire.*
12. DOCKET NO. 2009-514-W - Petition of the Office of Regulatory Staff for a Declaratory Order Against Glen Burgess and/or Burgess Glen Mobile Home Park Requiring Certification as a Water Utility and the Posting of a Performance Bond - *Advise the Commission of Receipt of a Revised Petition Filed by the Office of Regulatory Staff.*

13. DOCKET NO. 1998-471-C - Application of OPEX Communications, Incorporated (f/k/a PremierCom, Incorporated) for a Certificate of Public Convenience and Necessity to Operate as a Reseller of Interexchange Telecommunications Services within the State of South Carolina and for Regulatory Treatment;

DOCKET NO. 1999-407-C - Application of KDDI America, Incorporated (f/k/a KDD America, Incorporated) for a Certificate of Public Convenience and Necessity to Operate as a Reseller of Interexchange Services and for Alternative Regulation;

DOCKET NO. 2001-130-C - Application of Total Call International, Incorporated for a Certificate of Public Convenience and Necessity to Operate as a Reseller of Interexchange Telecommunications Services within the State Of South Carolina and for Alternative Regulation;

-and-

DOCKET NO. 2009-494-C - Joint Petition for Authority for OPEX Communications, Incorporated to Acquire Certain Assets of Total Call International, Incorporated - Advise the Commission of Receipt of the Affidavits of Publications Filed on Behalf of the Applicants.

14. DOCKET NO. 2007-341-C - Application of Hotwire Communications, Ltd. for a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunications Services in the State of South Carolina and for Flexible Regulation and Alternative Regulation - Advise the Commission of Receipt of the CLEC Service Quality Report for the Fourth Quarter of 2009 Filed on Behalf of the Applicant.
15. DOCKET NO. 2001-84-C - Application of Metropolitan Telecommunications of South Carolina, Incorporated d/b/a MetTel for a Certificate of Public Convenience and Necessity to Provide Both Local Exchange and Long Distance Telecommunications Services within the State of South Carolina - Advise the Commission of Receipt of the CLEC Quarterly Service Quality Report for the Fourth Quarter of 2009 Filed on Behalf of the Applicant.
16. DOCKET NO. 2006-193-EG - Quarterly Reports on Involuntary Termination of Electric and/or Gas Service - Advise the Commission of Receipt of Lockhart Power Company's Information Regarding Involuntary Termination of Electric Customers for the Fourth Quarter of 2009.

17. DOCKET NO. 1996-145-C - Application of PNG Telecommunications, Incorporated d/b/a/ PowerNet Global Communications d/b/a CrossConnect for a Certificate of Public Convenience and Necessity to Provide Resold Telecommunications Services within the State of South Carolina;

-and-

DOCKET NO. 2006-303-C - Application of PNG Communications, Incorporated d/b/a PowerNet Global Communications d/b/a CrossConnect for a Certificate of Public Convenience and Necessity to Provide Facilities Based Local Exchange Telecommunications Services and for Flexible Regulation of Its Local Exchange Services and Alternative Regulation of Its Interexchange Services - Advise the Commission of Receipt of the Applicant's Affidavit of Publication.

18. DOCKET NO. 2010-19-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Image Access, Incorporated d/b/a New Phone - Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by C. Lessie Hammonds, Esquire, on Behalf of the Office of Regulatory Staff.
19. DOCKET NO. 2010-18-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. dPi Teleconnect, LLC - Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by C. Lessie Hammonds, Esquire, on Behalf of the Office of Regulatory Staff.
20. DOCKET NO. 2010-17-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. OneTone Telecom, Incorporated - Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by C. Lessie Hammonds, Esquire, on Behalf of the Office of Regulatory Staff.
21. DOCKET NO. 2010-16-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Tennessee Telephone Service, LLC d/b/a Freedom Communications, USA, LLC - Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by C. Lessie Hammonds, Esquire, on Behalf of the Office of Regulatory Staff.
22. DOCKET NO. 2010-15-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Dialtone & More, Incorporated - Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by C. Lessie Hammonds, Esquire, on Behalf of the Office of Regulatory Staff.

23. DOCKET NO. 2010-14-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Affordable Phones Services, Incorporated d/b/a High Tech Communications - *Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by C. Lessie Hammonds, Esquire, on Behalf of the Office of Regulatory Staff.*
24. DOCKET NO. 2009-226-E - Application of Duke Energy Carolinas, LLC for Authority to Adjust and Increase Its Electric Rates and Charges – *Advise the Commission of Receipt of the Post-Hearing Brief of Duke Energy Carolinas, LLC Filed by Catherine E. Heigel, Esquire.*
25. DOCKET NO. 2009-164-C - Application of iNetworks Group, Incorporated for a Certificate of Public Convenience for Authority to Provide Basis Resold Local and Interexchange Telecommunications Services in the State of South Carolina, and for Alternative Regulation – *Advise the Commission of Receipt of a Letter Regarding the Service Quality Report for the Fourth Quarter of 2009.*
26. DOCKET NO. 2007-362-C - Application of Brydels Communications, LLC for a Certificate of Public Convenience and Necessity to Provide Resold Interexchange and Local Exchange Telecommunications Services and for Flexible Rate Structure for Local Exchange Service Offerings and for Alternative Regulation for Its Interexchange Services - *Advise the Commission of Receipt of a Letter Regarding the Service Quality Report for the Fourth Quarter of 2009 Filed on Behalf of the Applicant.*
27. DOCKET NO. 2009-261-E - Application of South Carolina Electric & Gas Company for the Establishment and Approval of DSM Programs and Rate Rider - *Advise the Commission of Receipt of a Motion for Admission Pro Hac Vice and Verified Application of Gudrun Elise Thompson, Esquire, Filed on Behalf of Southern Environmental Law Center.*
28. DOCKET NO. 2007-400-C - Rulemaking Regarding Prepaid Telecommunications Local Services – *Advise the Commission of Receipt of a Notice of Attendance for the Workshop Filed by Steven W. Hamm, Esquire, and JoAnne Wessinger Hill, Esquire.*

29. DOCKET NO. 2000-520-C - Application of Hargray, Incorporated for a Certificate of Public Convenience and Necessity to Provide Local Exchange, Exchange Access and Ancillary Services to Customers Located in Those Areas of the State of South Carolina Currently Being Served by BellSouth Telecommunications, Incorporated, Verizon South, Incorporated and United Telephone Company of the Carolinas, Incorporated, and Request for Flexible Regulation of Local Exchange Offerings;

DOCKET NO. 2006-222-C – Hargray Telephone Company, Incorporated Incumbent Local Exchange Companies (ILEC) Service Quality Reports;

-and-

DOCKET NO. 2006-223-C - Bluffton Telephone Company, Incorporated Incumbent Local Exchange Companies (ILEC) Service Quality Reports - Advise the Commission of Receipt of Hargray Telephone Company, Incorporated and Bluffton Telephone Company's ILEC Quarterly Service Quality Report and the CLEC Quarterly Service Quality Report of Hargray, Incorporated for the Fourth Quarter of 2009 and a Request that the Information be Treated as Confidential.

30. DOCKET NO. 2010-15-C - Complaint and Petition for Relief of BellSouth Telecommunications, Incorporated d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Daltone & More, Incorporated - Advise the Commission of Receipt of a Letter Indicating that C T Corporation System is Not the Registered Agent for Daltone and More, Incorporated.
31. DOCKET NO. 1995-405-W - Application of Ferguson Water System for an Establishment of Service Area and Rates and Charges for Water Service - Advise the Commission of Receipt of the Office of Regulatory Staff's Report.
32. DOCKET NO. 2009-311-C - Genesis Telecommunications, LLC, Complainant/Petitioner v. United Telephone of the Carolinas d/b/a CenturyLink (f/k/a Embarq), Defendant/Respondent – Advise the Commission of Receipt of a Notice of Appearance of Counsel Filed by John J. Pringle, Jr., Esquire, on Behalf of Genesis Telecommunications, LLC.
33. DOCKET NO. 2006-193-EG - Quarterly Reports on Involuntary Termination of Electric and/or Gas Service – Advise the Commission of Receipt of Piedmont Natural Gas Company's Information Regarding Involuntary Termination of Gas Customers for the Fourth Quarter of 2009.
34. DOCKET NO. 2009-479-WS - Application of United Utility Companies, Incorporated for Adjustment of Rates and Charges and Modification to Certain Terms and Conditions for the Provision of Water and Sewer Service - Advise the Commission of Receipt of a Petition to Intervene Filed on Behalf of North Greenville University.



35. DOCKET NO. 2007-400-C - Rulemaking Regarding Prepaid Telecommunications Local Services – *Advise the Commission of Receipt of a Notice of Participation in the Workshop Filed by John J. Pringle, Jr., Esquire, on Behalf of Sprint Communications Company, L.P. - SC.*
36. DOCKET NO. 2008-389-C - Agreement between PBT Telecom, Incorporated and Sprint Communications, L.P. - *Advise the Commission of Receipt of a Request to Withdraw Sprint Communications, L.P.'s Complaint Filed by John J. Pringle, Jr., Esquire.*
37. DOCKET NO. 1997-300-C - Application of US LEC of South Carolina, Incorporated d/b/a PAETEC Business Services for a Certificate of Public Convenience and Necessity to Provide Local Telecommunications Services and Intrastate Interexchange Telecommunications Services Statewide - *Advise the Commission of Receipt of US LEC of South Carolina, Incorporated d/b/a PAETEC Business Services' CLEC Service Quality Report for the Fourth Quarter of 2009 along with a Request for Confidential Treatment of the Report.*
38. DOCKET NO. 2008-196-E - Combined Application of South Carolina Electric & Gas Company for a Certificate of Environmental Compatibility and Public Convenience and Necessity and for a Base Load Review Order for the Construction and Operation of a Nuclear Facility in Jenkinsville, South Carolina;

DOCKET NO. 2008-447-EG - Petition of the Office of Regulatory Staff to Establish Docket to Consider Implementing the Requirements of Section 1307 (State Consideration of Smart Grid) and Section 532 (Energy Efficiency Programs) of the Energy Independence and Security Act of 2007;

-and-

DOCKET NO. 2009-293-E - South Carolina Electric & Gas Company's Update of Construction Progress and Request for Updates and Revisions to Schedules Related to the Construction of a Nuclear Base Load Generation Facility at Jenkinsville, South Carolina - *Advise the Commission of Receipt of a Letter Filed on Behalf of Mr. Joseph Wojcicki.*

39. DOCKET NO. 2008-314-C - Application of New Dimension Communications, Incorporated d/b/a Fast Phones for Certification as an Eligible Telecommunications Carrier - *Advise the Commission of Receipt of the Authorized Utility Representative Form and the Replacement Tariff Filed on Behalf of the Applicant.*

40. DOCKET NO. 2009-311-C - Genesis Telecommunications, LLC, Complainant/Petitioner v. United Telephone of the Carolinas d/b/a CenturyLink (f/k/a Embarq), Defendant/Respondent – *Advise the Commission of Receipt of a Letter Filed by Nanette S. Edwards, Esquire, on Behalf of the Office of Regulatory Staff.*
41. DOCKET NO. 2009-379-C - Application of Cincinnati Bell Any Distance, Incorporated for a Certificate of Public Convenience and Necessity to Provide Resold Local Exchange Services and for Flexible Regulation of its Local Exchange Services – *Advise the Commission of Receipt of a Tariff Filed on Behalf of the Applicant.*
42. DOCKET NO. 2009-490-W - Request of Water Supply Company, Incorporated to Increase Reconnection Fee – *Advise the Commission of Receipt of a Letter Filed by Nanette S. Edwards, Esquire, on Behalf of the Office of Regulatory Staff.*
43. DOCKET NO. 2009-438-S - Petition of the Office of Regulatory Staff for a Declaratory Order against Shane Granger and/or Native Shores and Plantation Pointe Requiring Certification as a Sewer Utility and the Posting of a Performance Bond - *Advise the Commission of Receipt of a Letter Withdrawing Its Pending Petition Filed by Nanette S. Edwards, Esquire, on Behalf of the Office of Regulatory Staff.*
44. DOCKET NO. 2007-400-C - Rulemaking Regarding Prepaid Telecommunications Local Services – *Advise the Commission of Receipt of a Notice of Participation in the Workshop Filed by Margaret M. Fox, Esquire, on Behalf of the South Carolina Telephone Coalition.*
45. DOCKET NO. 2009-261-E - Application of South Carolina Electric & Gas Company for the Establishment and Approval of DSM Programs and Rate Rider - *Advise the Commission of Receipt of Rebuttal Testimony of Felicia D. Howard, David K. Pickles, Scott D. Wilson and Kenneth R. Jackson Filed on Behalf of South Carolina Electric & Gas Company.*
46. DOCKET NO. 2009-489-E - Application of South Carolina Electric & Gas Company for Increases and Adjustments in Electric Rate Schedules and Tariffs - *Advise the Commission of Receipt of an Application Filed on Behalf of South Carolina Electric & Gas Company.*
47. DOCKET NO. 2006-220-C - Horry Telephone Cooperative, Incorporated - Incumbent Local Exchange Companies (ILEC) Service Quality Reports - *Advise the Commission of Receipt of the Quarterly Service Report for the Fourth Quarter of 2009 Filed on Behalf of the Applicant.*

48. DOCKET NO. 1998-49-C - Application of HTC Communications, LLC for a Certificate of Public Convenience and Necessity to Provide Local Exchange Service to Customers in Horry County and Portions of Georgetown County - *Advise the Commission of Receipt of the Fourth Quarter of 2009 Quarterly Service Reports Filed on Behalf of the Applicant.*
49. DOCKET NO. 1989-483-E - Progress Energy Carolinas, Incorporated - Application for Authority to Issue and Sell Securities - *Advise the Commission of Receipt of Progress Energy Carolinas, Incorporated's Responses to the Eight Items Listed in Order No. 1990-23 as of September 30, 2009.*
50. DOCKET NO. 2006-192-E - South Carolina Electric and Gas Company's Information Related to Fuel Costs Filed Pursuant to Order Number 79-21, Docket Number 18,362 - *Advise the Commission of Receipt of South Carolina Electric & Gas Company's Report for November 2009.*

Copy to: All Commissioners  
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